

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

No. 5:97-CR-100-1-BR

UNITED STATES OF AMERICA

v.

JAMES EDWARD ELLERBE

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ORDER

This matter is before the court on defendant's motion, pursuant to 28 U.S.C. § 1404(a), for a "change of venue in a forthcoming civil action . . . ." According to the motion, defendant seeks to file a civil action, which arises out of this criminal action, in U.S. District Court in Youngstown, Ohio. This court does not have the authority to authorize the future filing of a civil action in another jurisdiction. Defendant's motion is DENIED.

This 10 February 2009.



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W. Earl Britt  
Senior U.S. District Judge